

REMARKS/ARGUMENTS

Remarks Regarding Amendments

Applicant elects the species of Group 1, with traverse. To the extent that an election of one sub-species from Groups 11–14 is also required, Applicant elects sub-species of Group 11, with traverse. If only a single election from Groups 1-6 and 11–14 (in aggregate) is required, Applicant elects the species of Group I only, with traverse.

Applicant makes the election with traverse based on what the applicant respectfully submits are errors or deficiencies in the restriction requirement, including at least the following:

- 1) The restriction requirement fails to make clear whether a first election of species from Groups 1-6 and a second election of species from Groups 11–14 is required, or if a single election from Groups 1-6 in combination with Groups 11 – 14 is required.
- 2) The Examiner stated the species of Group 2 was independent or distinct because Group 2 (Figures 10a–b) is drawn to a device having the front panel attached to the shaft 22 utilizing a bracket 240 with side supports member 244 and clamp 250, wherein the device does not have a fender. The Examiner has contrasted this to other species, for example that of Group 3 (Figures 11a–c), "wherein the device has fenders separated from the sidewall."

With respect, Applicant submits that in both Figure 10a and 11a, the exemplary transport vehicle 1 is shown with fenders, identified at reference character 30, that are separate from the sidewalls 12 of the panel device 10. The restriction requirement has thus erroneously characterized the distinction between Groups 2 and 3 as including distinct " no fender" and "has fenders" features.

3) The restriction requirement states that the species of Group 4 is drawn to a device with a container 200 attached to one of the sidewalls. Applicant respectfully submits that the exemplary container 200 of Figure 12 is attached to the vehicle 1, not to the sidewall 12 of the panel device 10 (see paragraph 72, for example).

4) The restriction requirement states that the "illumination means" species of Group I2 is distinct from the species of Groups I3, and I4 because I2 is drawn to an image panel having a backlight sheet. The exemplary image panel 100 of Figure 7a includes backlighting sheet 130. However, backlighting sheets 160 and 180 are included in the exemplary image panels of Figure 8a and 9, respectively. Accordingly, Applicant submits that the species of Group I2 has not been distinguished from the species of Group I3 and 4 to the extent required by, for example, MPEP 809.02(a).

Applicant submits that claims 1-2, 4-5, 11-15, 37-38, and 41-64 read on the elected species.

Claims 6-10 are withdrawn, and claims 3, 16-36 and 39-40 are cancelled, without prejudice to Applicant's right to reintroduce the corresponding subject-matter in combination with the limitations of a generic claim upon allowance thereof, and/or in a divisional application.

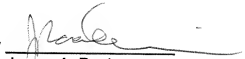
Claims 41-64 are newly submitted herewith. Claims 12-15 have been amended to more particularly define features of the front and side panels. Claim 37 has been amended to more particularly define the panel device recited in the claim.

Applicant respectfully submits that no new matter has been added to the application by this amendment.

Respectfully submitted,

BENJAMIN CHLADNY

By

A handwritten signature in dark ink, appearing to read 'James A. Raakman', written over a horizontal line.

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